IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

AUG 1 2 200

In re the Application of: Emeric THIBIERGE et al.

Serial Number: 09/647,360

Group Art Unit: 1771

Filed: September 29, 2000

Examiner: CHANG, VICTOR S.

TRANSPARENT OR TRANSLUCENT PAPER ENVELOPE For:

NOTICE OF APPEAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 PECEIVED
TO 15 2003
Aug Date: August 12, 2003

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated February 12, 2003 of the Primary Examiner finally rejecting claims 14-33 and 40.

The items checked below are appropriate:

- A petition for a three-month extension of time to respond to the Final Rejection is being filed 1. **XX** concurrently herewith.
- A timely response to the Final Rejection has been filed, as provided in 37 C.F.R. 1.116. 2
- 3. <u>XX</u> Fee -\$160.00 (Small Entity)

 $\mathbf{X}\mathbf{X}$ Enclosed

> Not required (fee paid in prior appeal) Charge to Deposit Account No. <u>01-2340</u>

In the event this Notice of Appeal is not considered to be timely filed, applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this Notice.

Respectfully submitted,

ARMSTRONG, WESTERMAN &HATTORI, LLP

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Nicolas E. Seckel

Reg. No. 32,878

Attorney for Applicants Reg. No. 44,373

Atty. Docket No. 001254

1725 K Street, N.W., Suite 1000

Washington, DC 20006

Tel: (202) 659-2930 Fax: (202) 887-0357

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